

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ROGER FORAKER,	§
	§ No. 660, 2009
Defendant Below-	§
Appellant,	§
	§ Court Below—Family Court
v.	§ of the State of Delaware
	§ in and for New Castle County
STATE OF DELAWARE,	§ Case No. 0603007687
	§
Plaintiff Below-	§
Appellee.	§

Submitted: November 26, 2009

Decided: December 4, 2009

ORDER

This 4th day of December 2009, it appears to the Court that, on November 10, 2009, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) on the ground that the Court lacks jurisdiction to consider an appeal directly from an order of a Commissioner of the Family Court.¹ The appellant has failed to respond to the notice to show cause within the required ten-day period. Dismissal of this action is, therefore, deemed to be unopposed.²

NOW, THEREFORE, IT IS ORDERED that the within appeal is DISMISSED.

BY THE COURT:
/s/ Henry duPont Ridgely
Justice

¹ Del. Code Ann. tit. 10, §915(d).

² Supr. Ct. R. 3(b) and 29(b).